

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

**CRM-M-27871 of 2016
Date of Decision: 20.10.2016**

Shivansh

.....Petitioner

Vs.

State of Punjab and another

.....Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present:- Mr.Prabhjot Singh, Advocate, for the petitioner.

Ms.Manpreet Dhaliwal, AAG, Punjab.

RITU BAHRI, J. (ORAL)

The instant petition has been filed under Section 482 of the Code of Criminal Procedure for quashing of FIR No.03 dated 04.01.2016, for the offence under Sections 452, 354, 506, 509, 34 IPC registered at Police Station Bawa Khel,. District Jalandhar City (Annexure P-1), along with all consequential proceedings arising therefrom, on the basis of compromise dated 26.02.2016(Annexure P-2).

It was alleged by the complainant that the petitioner forcibly tried to take away his daughter by parking his car in front of the house of complainant. Thereafter, complainant party called the police for help. After some times, petitioner and co-accused again came in the house of complainant by breaking lock and after issuing threats to take away the daughter of the complainant and fled from spot. On this background, the FIR was registered.

During the pendency of the trial, the matter has been resolved

between the petitioners and respondent No.2-Jasbir Kaur, vide compromise deed dated 26.02.2016(Annexure P-2).

In compliance with the order dated 12.08.2016 passed by this Court, the parties got recorded their statements before the trial Court. Report from the learned JMIC, Jalandhar, has been received in this regard. As per report, Jasbir Kaur-complainant and accused-petitioner appeared before the trial Court on 19.10.2016 for getting their statements recorded in support of the compromise. In this regard statements of complainant- Jasbir Kaur and accused-petitioner were recorded to the effect that they have compromised the matter and Jasbir Kaur-complainant has no objection if the present FIR is quashed against the petitioner. Statements of petitioner were also recorded to the same effect. In view of separate statements of the parties, the Court is satisfied that the compromise is valid and genuine one.

It is informed by the learned State counsel that there are three accused and the investigation qua others are still pending.

Consequently, in view of the status report and the judgment of the Hon'ble Supreme Court in the case of **Madan Mohan Abbot vs. State of Punjab 2008(2) RCR (Criminal) 429**, the law laid down by the Full Bench of this Court in the case of **Kulwinder Singh and others Vs. State of Punjab and another 2007(3) RCR (CrI.) 1052**, this Court is of the view that no useful purpose would be served in prolonging the litigation.

Accordingly, FIR No.03 dated 04.01.2016, for the offence under Sections 452, 354, 506, 509, 34 IPC registered at Police Station

Bawa Khel,. District Jalandhar City (Annexure P-1), is quashed along with all consequential proceedings arising therefrom only qua the petitioner.

The petition stands disposed of accordingly.

(RITU BAHRI)
JUDGE

20.10.2016
anil

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>